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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/475,500	12/30/1999	Daniel C. Notamicola	4585-001	6392
7590 11/03/2003		EXAMINER		
Rhodes & Mason PLLC			NGUYEN, JOHN QUOC	
P O Box 2974 Greensboro, NC 27402			ART UNIT	PAPER NUMBER
,			3654	
		DATE MAILED: 11/03/2003		

Please find below and/or attached an Office communication concerning this application or proceeding.

k o	Application No.	pplicant(s)				
Advisory Action	09/475,500	NOTARNICOLA, DANIEL C.				
, lavious, , loudin	Examiner	Art Unit				
,	John Q. Nguyen	3654				
Th MAILING DATE of this communication appears on the cover sheet with the correspondence address						
THE REPLY FILED 22 October 2003 FAILS TO PLACE Therefore, further action by the applicant is required to a final rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appears amination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this appli 1) a timely filed amendment wh al (with appeal fee); or (3) a tim	cation. A proper reply to a ich places the application in				
<u></u>	PLY [check either a) or b)]					
a) The period for reply expires 3 months from the mailing date of b) The period for reply expires on: (1) the mailing date of this Adv event, however, will the statutory period for reply expire later the ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The data have been filed is the date for purposes of determining the period of extensions of the shortened b) above, if checked. Any reply received by the Office later than three more	isory Action, or (2) the date set forth in the set of the interior of the mailing date of FILED WITHIN TWO MONTHS OF THE CONTRES OF THE ON Which the petition under 37 CFR 1. Is sion and the corresponding amount of the latest of the statutory period for reply originally set in	of the final rejection. E FINAL REJECTION. See MPEP 136(a) and the appropriate extension fee efee. The appropriate extension fee under the final Office action; or (2) as set forth in				
earned patent term adjustment. See 37 CFR 1.704(b). 1. A Notice of Appeal was filed on Appellant's	s Brief must be filed within the	period set forth in				
37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.						
2. The proposed amendment(s) will not be entered because:						
 (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ they raise the issue of new matter (see Note below); 						
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the						
issues for appeal; and/or	in bottor form for appear by ma	tondary roducing or simplifying the				
(d) they present additional claims without cancel NOTE:	ling a corresponding number of	finally rejected claims.				
3. Applicant's reply has overcome the following rejection	ction(s): <u>35 USC 112, 2nd parag</u>	raph.				
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a	separate, timely filed amendment				
5.⊠ The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.						
6. The affidavit or exhibit will NOT be considered be raised by the Examiner in the final rejection.	cause it is not directed SOLELY	to issues which were newly				
7.☑ For purposes of Appeal, the proposed amendment(s) a)☐ will not be entered or b)☑ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.						
The status of the claim(s) is (or will be) as follows:						
Claim(s) allowed:						
Claim(s) objected to:						
Claim(s) rejected: 40 and 45.						
Claim(s) withdrawn from consideration:						
8. The proposed drawing correction filed on is	a) approved or b) disap	proved by the Examiner.				
9. Note the attached Information Disclosure Stateme	ent(s)(PTO-1449) Paper No(s).	·				
10. Other:	1					
	Ma. Myny	John Q. Nguyen Primary Examiner Art Unit: 3654				

U.S. Patent and Trademark Office PTOL-303 (Rev. 04-01) Continuation Sheet (PTOL-303) ___09/475,500

Continuation of 5. does NOT place the application in condition for allowance because: it is deemed that the claimed invention would have been obvious as noted in the final rejection and it should be noted that the claims do not preclude the presence of a guide bar as mentioned in applicant's remarks.